

EXHIBIT A

ORIGINAL

1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

XEROX CORPORATION, :
Plaintiff :
Vs. : CIVIL ACTION NO.
PHOENIX COLOR CORPORATION: L-02-CV-1734
and TECHNIGRAPHIX, INC., :
Defendants :

Deposition of BRUCE M. NUSSBAUM, taken
on Tuesday, February 25, 2003, at 1:07 p.m., at
the offices of Piper Rudnick, 6225 Smith Avenue,
Baltimore, Maryland, before Ilana E. Johnston,
R.P.R. and Notary Public.

Reported by:
Ilana E. Johnston, R.P.R.

CRC-SALOMON
Baltimore, Maryland
Phone (410) 821-4888 Fax (410) 821-4889

1 STATE OF MARYLAND SS:

2 I, Ilana E. Johnston, RPR and Notary
3 Public of the State of Maryland, do hereby
4 certify that the within named, BRUCE M. NUSSBAUM,
5 personally appeared before me at the time and
6 place herein set out, and after having been duly
7 sworn by me, was interrogated by counsel.

8 I further certify that the examination
9 was recorded stenographically by me and this
10 transcript is a true record of the proceedings.

11 I further certify that the stipulations
12 contained herein were entered into by counsel in
13 my presence.

14 I further certify that I am not of
15 counsel to any of the parties, nor an employee of
16 counsel, nor related to any of the parties, nor i
17 any way interested in the outcome of this action.

18 As witness my hand and notarial seal
19 this 28th day of February, 2003.

20 My commission expires _____

21 December 1, 2004

Notary Public

CRC-SALOMON
Baltimore, Maryland
Phone (410) 821-4888 Fax (410) 821-4889

1 directed me to deal with him. I mean, there was
2 nobody else at TechniGraphix but him that was
3 higher than him.

4 Q. After Phoenix Color purchased
5 TechniGraphix's stock, who told you that you had
6 to deal with Don Tyler?

7 A. What I was told when I came back, when I
8 came back from the training, was my manager said
9 see Don Tyler. I went back and, you know, that's
10 who I dealt with. There was nobody else to deal
11 with.

12 Q. Who was your manager at the time?

13 A. Ed Buckson.

14 Q. Did anyone ever tell you that Don Tyler
15 was a vice-president of Phoenix Color?

16 A. I don't recall.

17 Q. At the time you were dealing with Don
18 Tyler, did you think he was a vice-president of
19 Phoenix Color?

20 A. He had a card, a business card, that
21 said to that effect.

1 Q. So is that a yes or a no?

2 A. Yes.

3 Q. Other than his business card, was there
4 anything other that made you think, anything that
5 anyone said or did, that made you think that he
6 was a vice-president of Phoenix Color?

7 A. That was enough for me. I didn't do
8 a -- I mean, you know, if somebody says go see
9 the person in that office, he's the new decision
10 maker, I would take that, you know. It's not
11 like -- Jack Tiner said hey, Donny Tyler is
12 running the show here, I'm not running the show.
13 My boss told me who to talk to.

14 Q. Do you recall what his card said on it?

15 A. I don't recall, but that was a long time
16 ago.

17 Q. Do you recall keeping the card?

18 A. No. I wish I could find it.

19 Q. When is the last time you've talked to
20 anyone about this business card?

21 A. This is the first time I've talked about